

REMARKS

First, regarding Invention I and Invention II, the restriction requirement is submitted to be improper because the subcombination of Invention I is not "distinct" from the subcombination of Invention II. In particular, claim 18 includes the elements of claim 1 using generic structural terminology and also including limitations not present in claim 1 regarding the latching mechanism cooperation with the contact arm and straps of the circuit breaker. Applicants note that class 335, subclass 167 and class 335, subclass 6 have all been assigned to the Examiner's art unit.

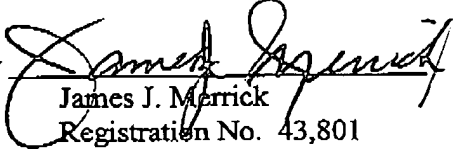
Second, the requirement of an election of a species as between a species indicated with respect to Embodiment 1 (Figure 4) and a species indicated with respect to that illustrated in Embodiment 2 (Figure 5), both having the same armature configuration and the same base magnetic yoke configuration is submitted to be improper. The species directed toward a magnetic yoke having a U-shaped bight including a pair of flanges extending from opposite ends of the U-shaped bight, particularly claims 10 and 27, is directed to a magnetic yoke arranged to generate a magnetic flux within a circuit breaker. The search for one species will suffice for the other.

In view of the foregoing applicants respectfully request that the requirement, be withdrawn upon reconsideration, at least with respect to the dichotomy of Invention I and II and the dichotomy of the species with respect to Figures 4 and 5.

In the event the Examiner has any queries regarding the presently submitted response, the undersigned respectfully requests the courtesy of a telephone conference to discuss any matters in need of attention. If there are any associated or additional charges with respect to this Response or otherwise, please charge them to Deposit Account No. 06-1130 maintained by Applicant's Attorney.

Respectfully submitted,
Cantor Colburn LLP

By


James J. Merrick
Registration No. 43,801
CANTOR COLBURN LLP
55 Griffin Road South
Bloomfield, CT 06002
Telephone (860) 286-2929
Facsimile (860) 286-0115
Customer No. 23413

Date: August 8, 2003

FAX RECEIVED
AUG 8 2003
TECHNOLOGY CENTER 2800

ORIGINAL